

05-13-02  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UPA

In re Application of: McNeilage et al.

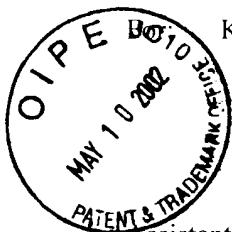
: Group Art Unit: 1661

Serial No: 10/084,606

: Examiner: Not yet assigned

Filed: February 25, 2002

: Confirmation No. 1625



KIWI PLANT NAMED 'HORTGEM RUA'

**TRANSMITTAL  
RESPONSE TO NOTICE TO FILE MISSING PARTS**

Assistant Commissioner for Patents

**BOX MISSING PARTS**

Washington, DC 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed March 22, 2002 included herewith are:

- Check in the amount of **\$640.00** in Response to Notice to File Missing Parts (\$510 filing fee; and \$130 declaration surcharge);
- Copy of Formalities Letter (Notice to File Missing Parts); and
- Plant Patent Application Declaration executed by the inventors.

If the enclosed amount is incorrect, please charge any deficiency or credit any overpayment to Deposit Account No. 07-1969.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Heeja Yoo-Warren".

Heeja Yoo-Warren

Reg. No. 45,495

Customer No. 23713

**GREENLEE, WINNER AND SULLIVAN, P.C.**

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Attorney docket No. 14-02  
nm: May 10, 2002

<b>CERTIFICATE OF MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for Express Mail in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C., 20231	
5/10/02	Nina Norman
Date	
EL 818653150 US Express Mail Tracking Number	



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/084,606	02/25/2002	Mark A. McNeilage	14-02

23713  
 GREENLEE WINNER AND SULLIVAN P C  
 5370 MANHATTAN CIRCLE  
 SUITE 201  
 BOULDER, CO 80303



**CONFIRMATION NO. 1625**  
**FORMALITIES LETTER**



\*OC000000007701091\*

Date Mailed: 03/22/2002

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION****FILED UNDER 37 CFR 1.53(b)*****Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 510 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 640.**

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*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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